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PTO/SB/01 (03-01)

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)		Attorney Docket Number	ACME-001
		First Named Inventor	BENETTI DIAZ DE BRITO, JUAN IGNACIO
COMPLETE IF KNOWN			
		Application	10/072,640
		Filing Date	February 6, 2002
		Group Art Unit	3763
		Examiner Name	To Be Assigned

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEMS AND METHODS FOR MONITORING AND CONTROLLING THE TEMPERATURE OF AN ORGAN  
DURING SURGERY**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) **February 6, 2002** as United States Application Number or PCT International

Application Number **10/072,640** and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02/B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## DECLARATION – Utility or Design Patent Application

As a named inventor I hereby appoint Practitioners at Customer Number **24353** as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Direct all correspondence to:  Customer Number **24353** OR  Correspondence address below  
Or Bar Code Label

Name **Bozicevic, Field & Francis LLP**

Address **200 Middlefield Road, Suite 200**

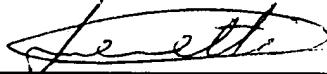
City **Menlo Park** State **California** ZIP **94025**

Country **U.S.A** Telephone **(650) 327-3400** Fax **(650) 327-3231**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:  A petition has been filed for this unsigned inventor

Given Name **JUAN IGNACIO** Family Name  
(first and middle [if any]): **BENETTI DIAZ DE BRITO**

Inventor's Signature  Date **27 MAR 2002**

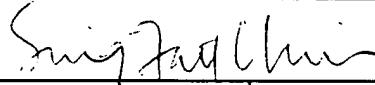
Residence City: **Rosario** State:  Country: **Argentina** Citizenship: **Argentina**

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NAME OF SECOND INVENTOR:  A petition has been filed for this unsigned inventor

Given Name **SING-FATT** Family Name  
(first and middle [if any]): **CHIN**

Inventor's Signature  Date **15 Mar 2002**

Residence City: **Fremont** State: **California** Country: **USA** Citizenship: **MALAYSIA**

Mailing Address: **40340 Strawflower Way**

City: **Fremont** State: **California** ZIP: **94538** Country: **USA**

Additional inventors are being named on the supplemental Additional Inventor(s) sheet(s) PTO/SB/02S attached hereto

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Typed or Printed Name      Kimberly Williams Zuehlke

Signature

*Kimberly W Zuehlke*

Date

2 May 2002

**POWER OF ATTORNEY**

Commissioner for Patents  
Washington, D.C. 20231

Attorney Docket	ACME-001
First Named Inventor	BENETTI DIAZ DE BRITO, JUAN IGNACI
Application Number	10/072,640
Filing Date	February 6, 2002
Group Art Unit	3763
Examiner Name	To Be Assigned

Dear Sir:

Please recognize the following attorneys and agents associated with the customer number listed below:



24353

PLACE CUSTOMER  
NUMBER BAR CODE  
LABEL HERE

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whose address is Bozicevic, Field & Francis LLP, 200 Middlefield Road, Suite 200, Menlo Park, CA 94025 certifies in the above identified patent application to inspect the file, to prepare and file amendments, to inspect and make copies thereof and of any papers in any appeal or *inter partes* proceedings in which the Application may be or become involved, and generally to conduct all business in the United States Patent and Trademark Office relating to the prosecution of the application or any application that claims priority from this application.

**Please continue to direct all communications to:**

Individual Name	Carol M. LaSalle		
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**SIGNATURE of Assignee of Record**

In accordance with 37 CFR §3.73(b) I hereby certify that I am empowered to act on behalf of the Assignee of the above-identified patent application. The original Assignment is concurrently being forwarded to the Assignment Branch of the U.S. Patent Office for recordation.

I declare that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code §1001 and that such willful false statements may jeopardize the validity of the above referenced application or any patent resulting from that application.

**SIGNATURE of Applicant, Assignee or Attorney of Record**

Name and Company	SING-FATT CHIN, ACME GROUP
Signature	<i>Sing-Fatt Chin</i>
Date	Apr 29, 2002